

Southern District of Texas

AUG 15 2022

Houston, Texas

Nathan Ochsner, Clerk of Court

Kietk Cole

Case No 4:14-CV-01698

Bryan Collier

Federal Court Judge

Hon: Kietk P. Ellison

Sworn Affidavit of Class member to
Retaliation and Denial of Care.

Comes now, Class member, John Leinweber #691158, to say to The Court as follows:

1. That I am a Class member, and I am housed next to David T. Moore. #1165885.
2. That I will testify to the Denial and outright ignoring Mr. David T. Moore's medical needs.
3. That on 8-4-2022, I came out for insulin at around 2:00 AM. At which time I noticed Mr. Moore on the floor by his door head against the wall. He told me he fell at around 1:30 AM. The All Nurse came to Mr. Moore's cell which is next to mine, seen him in the floor and never opened the door or offered any help. Mr. Moore has continuously and repeatedly ask to see medical for 6 days now, no actions. He has written a Sick call and Grievance, no action. Mr. Moore has a knot on his head and a big bruise on his left hip. I know they do not want to do nothing for Mr. Moore, the officers say he's faking. I don't think so.

Respectfully Submitted this 11th day of August, 2022

John Leinweber #691158
class member

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John Leinweber #691158
Petitioner/class member

Federal U.S. Court Judge The

Honorable Keith P. Ellison

United States Courts
Southern District of Texas
FILED

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Houston, Texas

Nathan Ochsen, Clerk of Court

Keith M. Cole

Cause No: 4:14-CV-01698

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Sworn Affidavit of Deliberate Medical Denial

I, The undersigned, who being first being duly sworn upon my oath, do hereby swear that all of the following facts are within my personal knowledge and are true and correct:

1. I am housed on F-wing, with David J. Moore #1165865
2. I have seen the medical staff refuse to treat Mr. Moore, even for his fall 8-4-22. In which he has a bruised (2) Hip, and knot on head
3. on the night he was called on chair to Hospital Galvestone, He asked the Boss lady unknown to call Lt. Johnathan A. Chisum to Escort to medical, The officer refused to do her job. A officer went to medical to get me a collar for transport, The officer told Mr. Moore that He was seen today to fill out a Sick Call. Mr. Moore never left the wing at all, I ask you to look at camera.
4. I know Mr. Moore is Sick and should not be in any vehicle without a Hard Collar on, but medical has denied him since October of 2020 when his was stolen.

S. Judge I would send someone down here to do an investigation, because for one the camera's don't lie. Order the camera for 8-10-22, see for yourself. They are telling him, he has gone to medical where he didn't. They said you refused care, no he hasn't. He should have a hard collar for transport, and you should assist him or Edward Law Firm.

Judge I say this as true, and in the interest of justice. And to see that Mr Moore gets his care, which he is being denied.

Respectfully Submitted This 11 day of August, 2022

Dal [Signature] 1075894

Sworn Affiant

g/c: to file